



# Austin City Council MINUTES

REGULAR MEETING  
THURSDAY, JANUARY 21, 1999

Mayor Watson called the meeting to order at 1:45 p.m., Councilmembers Griffith and Spelman off the dais.

1. Approval of Minutes for Regular Meetings of January 13 & 14, 1999.  
Approved on Councilmember Garcia's motion, Councilmember Lewis' second, 5-0 vote, Councilmembers Griffith and Spelman off the dais.

## CITIZEN COMMUNICATIONS: GENERAL

2. John Kunkel
  3. Robert Thomas, to discuss Rosewood Recreation Center.
  4. Gus Pena, to discuss the health clinics, city issues and public safety.
  5. Diane Morrison, to discuss Travis Country – The Parke
  6. Antonio Sosa, to discuss Water-Wastewater shut off policy revisionment.
- Absent

## READING OF CONSENT AGENDA

## READING OF DISCUSSION AGENDA

## CITIZEN COMMUNICATIONS: CONSENT AGENDA

## ACTION ON CONSENT AGENDA

## ITEMS CONTINUED FROM PREVIOUS MEETINGS

### Public Works

7. Approve a resolution authorizing execution of a twelve month agreement with NAZTEC, INC., Sugar Land, Texas, for purchase of solar powered school zone flasher systems for use by the Traffic Signals and Control Division of the Department of Public Works and Transportation, in an amount

not to exceed \$70,500 with two twelve-month extension options in an amount not to exceed \$70,500 per extension for a total amount not to exceed \$211,500. (Funding in the amount of \$47,000 was included in the 1998-99 Operating Budget of the Public Works and Transportation Department. The department will be charged appropriately as they withdraw from the Transportation Inventory Account. Funding for the remaining four months of the original contract period and extension options is contingent upon available funding in future budgets.) Low bid of five. No M/WBE subcontracting opportunities were identified.

**Resolution No. 990121-7 approved**

8. Approve a resolution authorizing execution of a twelve month supply agreement with KOCH MATERIALS, CO., Austin, Texas for purchase of liquid asphalt emulsions for use by Street and Bridge for resurfacing of City streets, in an amount not to exceed \$583,414, with two twelve-month extension options in an amount not to exceed \$583,414.00 per extension, for a total amount not to exceed \$1,750,242. (Funding in the amount of \$388,943 was included in the 1998-99 Operating Budget of the Department of Public Works and Transportation, Transportation Fund. Funding for the remaining four months of the original contract period and extension options will be contingent upon available funding in future budgets.) Single bid. No M/WBE Subcontracting opportunities identified.

**Resolution No. 990121-8 approved**

**Items 7 and 8 approved on Councilmember Spelman's motion, Councilmember Lewis' second, 7-0 vote.**

9. Approve a resolution authorizing negotiation and execution of five contracts with COATES FIELDS SERVICE, INC., Oklahoma City, Oklahoma; CONTRACT LAND STAFF, INC., Stafford, Texas; SOUTHWEST STRATEGIES GROUP, Austin, Texas; LAND ACQUISITIONS, INC., Austin, Texas; UNIVERSAL FIELD SERVICES, INC., Tulsa, Oklahoma, for land acquisition services for the Real Estate Services Division of Public Works in an amount not to exceed \$371,000 each and \$371,000 combined. (Funding is available in the 1998-99 Amended Capital Budget of the Watershed Protection Department.) No M/WBE Subcontracting opportunities identified.

**Resolution No. 990121-9 approved on Councilmember Lewis' motion, Councilmember Garcia's second, 7-0 vote.**

### **Water and Wastewater**

10. Approve a resolution authorizing negotiation and execution of design (Phase II) and construction (Phase III) with JOSE I. GUERRA, INC., CONSULTING ENGINEERS (MBE/MH), Austin, Texas, for design and construction phase engineering services for the Center Street Reservoir Improvements Project, in an amount not to exceed \$374,991 for a total contract amount of \$668,891. (Funding was included in the 1998-99 Amended Capital Budget of the Water and Wastewater Utility.) Prime MBE participation: 53.55%; 0% MBE, 28.73% WBE Subcontracting participation. (Recommended by Water and Wastewater Commission)

**Resolution No. 990121-10 approved**

11. Approve a resolution authorizing execution of a construction contract with KEY ENTERPRISES INC., Austin, Texas, for the relocation of water, wastewater, and Southern Union Gas lines on U.S. Hwy 183 from Hunter's Chase to Lakestop Boulevard, in the amount of \$4,463,604 plus \$446,360 to be used as a contingency fund, for a total amount not to exceed \$4,909,964. (Funding in the amount of

\$3,693,966 is available in the 1998-99 Amended Capital Budget of the Water and Wastewater Utility; \$466,175 is available in the 1995-96 Amended Capital Budget of the Water and Wastewater Utility; \$749,823 the responsibility of Southern Union Gas.) Low bid of four. 23.8% MBE; 8.5% WBE Subcontractor participation. (Recommended by Water and Wastewater Commission)

**Resolution No. 990121-11 approved**

12. Approve a resolution authorizing execution of a construction contract with TEXAS INDUSTRIAL MECHANICAL, INC. (MBE/MH), Austin, Texas, for replacement of the chiller units at the Walnut Creek Wastewater Treatment Plant Administration Building in the amount of \$141,807. (Funding is available in the 1995-96 Amended Capital Budget of the Water and Wastewater Utility.) M/WBE Prime: 71.52%. [Recommended by Water and Wastewater Commission]

**Resolution No. 990121-12 approved**

### **Watershed Protection**

13. Approve a resolution authorizing negotiation and execution of a professional services agreement with PARSONS ENGINEERING SCIENCE, INC., Austin, Texas, to provide professional engineering services for the Drainage Infrastructure Mapping project, in an amount not to exceed \$200,000. (Funding is available in the 1998-99 Amended Capital Budget of the Watershed Protection Department.) 8.6% MBE; 18.2% WBE Subcontractor participation. Best qualification statement of nine. (Recommended by Environmental Board)

**Resolution No. 990121-13 approved**

**Items 10 through 13 approved on Councilmember Spelman's motion, Councilmember Lewis' second, 7-0 vote.**

14. Approve a resolution authorizing negotiation and execution of a professional services agreement with BROWN & ROOT, INC./ESPEY PADDEN, JOINT VENTURE, Austin, Texas, for professional engineering and associated services for Phase I and Phase 2 of the Waller Creek Tunnel Projects, in an amount not to exceed \$2,225,000. (Funding is available in the 1997-98 Capital Budget of the Austin Convention Center Department.) Best qualification statement of eight. 8.6% MBE; 18.2% WBE Subcontractor participation. (Recommended by Environmental Board)

**Approved with a change to authorize negotiation and execution of a professional services agreement with the alternate of Carter & Burgess Inc. on Councilmember Lewis' motion, Councilmember Garcia's second,**

**Second withdrawn, motion fails due to lack of second.**

**Substitute motion to approve Resolution No. 990121-14 with Brown & Root, Inc./Espey Padden, Joint Venture on Councilmember Spelman's motion, Councilmember Griffith's second,**

**Second withdrawn by Councilmember Griffith.**

**Mayor Watson's second, with the direction to go forward with negotiation of the contract as set forth in item 14, but independently craft the process to allow for citizen input and require contractor to show what this tunnel will look like at the entrance and exit, 7-0 vote.**

### **1998 Bond Election Propositions and Cash Projects**

15. Amend Ordinance 980915-B, the 1998-99 Capital Budget for the Austin Public Library Department by creating a new project known as "Land Acquisition – Libraries" and appropriating \$1,795,000. (Funding to be reimbursed from the proceeds of long term debt issuance in September, 1999) [Recommended by Planning Commission, to be reviewed by Bond Implementation Committee on January 19, 1999]  
**Postponed to February 4, 1999**
16. Amend Ordinance 980915-B, the 1998-99 Capital Budget for the Parks and Recreation Department as follows:
- Creating a new project known as "Colorado River Park" and appropriating \$100,000 for preliminary design, drainage and topographic studies;
  - Creating a new project known as "Greenway Initiative" and appropriating \$200,000 for land acquisition costs;
  - Creating a new project known as "Destination Parks" and appropriating \$800,000 for land acquisition costs; and
  - Creating a new project known as "St. John's Joint Use Facility" and appropriating \$7,000,000 for design and construction of the facility.
- (Funding in the amount of \$8,100,000 to be reimbursed from the proceeds of long term debt issuance in September, 1999.) [Recommended by Planning Commission, to be reviewed by the Bond Implementation Committee on January 19, 1999]  
**Postponed to February 4, 1999**
17. Amend the two-year General Obligation Debt Sale Schedule and approve a two-year list of capital projects to be financed through current revenue. (Funding in the amount of \$22,820,000 in Public Improvement Bonds and \$2,400,000 in Certificates of Obligation to be issued in September, 1999; and \$2,854,000 from current revenue transfers anticipated in fiscal year 1999-2000.)  
**Postponed to February 4, 1999**
18. Amend Ordinance 980915-B, the 1998-99 Capital Budget for the Watershed Protection Department as follows:
- Creating a new project known as "Williamson Creek Creekbend Project Phase 2" and appropriating \$2,300,000; and
  - Creating a new project known as "Onion Creek Floodplain Structures Buyout" and appropriating \$2,440,000.
- (Funding in the amount of \$4,740,000 to be reimbursed from the proceeds of long term debt issuance in September, 1999. [Recommended by Planning Commission, to be reviewed by the Bond Implementation Committee on January 19, 1999]  
**Ordinance No. 990121-C approved on Councilmember Garcia's motion, Mayor Pro Tem Goodman's second, 7-0 vote.**
19. Amend Ordinance 980915-B for the Water and Wastewater Utility as follows:

- Creating new project known as "Water Improvements Proposition 8", appropriating \$2,500,000;
- (Funding in the amount of \$2,500,000 to be funded by the future issuance of Revenue bonds approved on November 3, 1998.) [Recommended by Water and Wastewater Commission and Planning Commission, to be reviewed by the Bond Implementation Committee on January 19, 1999]

**Ordinance No. 990121-D approved on Councilmember Garcia's motion, Councilmember Griffith's second, 7-0 vote.**

20. Amend Ordinance 980915-B, amending the 1998-99 Capital Budget for the Convention Center Department, by creating a new fund named Town Lake Park Community Events Center and appropriating \$40,000,000 for construction costs for a Community Events Center and parking facilities. (Funding from the issuance of long-term debt authorized by voters on the November 3, 1998 bond election.) [Recommended by Planning Commission]  
**Postponed to February 4, 1999**
21. Amend ordinance 980915-B, the 1998-99 Capital Budget for the Department of Public Works and Transportation as follows:
  - Creating a new project known as "Giles Road Improvements" and appropriating \$300,000 for design;
  - Increasing appropriations for the South First Street Extension project by \$1,204,000 to complete construction on Phase One and to begin land acquisition and design on Phase Two;
  - Creating a new project known as "East William Cannon/Pleasant Valley to Onion Creek" and appropriating \$600,000 to provide matching funds for bridge construction and roadway improvements;
  - Creating a new project known as "Rutherford Lane/IH35 to Cameron" and appropriating \$855,000 to complete construction;
  - Creating a new project known as "Dittmar/South First to Manchaca" and appropriating \$300,000 for survey work and preliminary design;
  - Creating a new project known as "South Congress Improvement Project" and appropriating \$150,000 to begin preliminary work;
  - Creating a new project known as "Loyola Lane/Johnny Morris to Decker" and appropriating \$400,000 for construction;
  - Creating a new project known as "CDD 43 Phase 2 Street and Drainage" and appropriating \$350,000 for construction;
  - Creating a new project known as "Manchaca Road/William Cannon to Matthews" and appropriating \$80,000 for preliminary design work;
  - Creating a new project known as "Great Streets" and appropriating \$75,000 to begin preliminary work;
  - Creating a new project known as "Traffic Signals System Enhancement and Installations" and appropriating \$1,550,000 and
  - Creating a new project known as "Street Reconstruction" and appropriating \$1,900,000 for preliminary design and design.

(Funding in the amount of \$6,260,000 to be reimbursed from the proceeds of long term debt issuance in September 1999 and \$1,504,000 anticipated to be reimbursed from future General Fund Transfer and/or CIP Interest.) [Planning Commission]

**Postponed to February 4, 1999**

22. Approve a resolution declaring official intent to reimburse the following:
- \$4,740,000 in expenditures associated with Proposition Five of the November 1998 General Obligation bond election \$4,740,000 in General Obligation Public Improvement Bonds to be issued in September.
- Resolution No. 990121-22 approved on Councilmember Garcia's motion, Councilmember Spelman's second, 7-0 vote.**

### Library

23. Approve an ordinance authorizing acceptance of \$67,661 in grant funds from the TEXAS STATE LIBRARY to provide technological assistance to public libraries through the Austin Public Library, Central Texas Library System; amend Ordinance 980915-A, the 1998-99 Operating Budget, amending the Library Special Revenue Fund by appropriating \$67,661 to that fund. (This would add one full-time equivalent (FTE) to the number of budgeted positions authorized by the Ordinance. This grant would be incorporated into the Central Texas Library System Division. (Funding in the amount of \$67,661 from the Texas State Library as provided by the Institute of Museum and Library Services, a federal agency, under the Library Services and Technology Act. Funding beyond 2001 is contingent on federal appropriations. Total 1998-99 grant amount is \$67,661. The grant period is February 1, 1999 through August 31, 1999. A City match is not required.)
- Ordinance No. 990121-E approved**

### Emergency Medical Services

24. Approve a resolution authorizing ratification of a purchase with PHYSIO-CONTROL CORP., Redmond, WA, for purchase of twenty-one LifePak-12 cardiac monitor/defibrillator units in the amount of \$127,578.15. (Funding is available in the 1998-99 Operating Budget of the Emergency Medical Services Department.)
- Resolution No. 990121-24 approved**

### Planning, Environmental and Conservation Services

25. Set a public hearing on the annexation of Northwest Hills II, located at 7813 Texas Plume Road, in accordance with Sec. 43.028 of the Texas Local Government Code. (Suggested date and time: February 4, 1999 at 7:00 p.m.)
- Resolution No. 990121-25 approved**

### Development Review

26. C14-98-0036 – Approve second/third readings of an ordinance amending Chapter 13-2 of the Austin City Code zoning property locally known as 12108 and 12112 Roxie Drive from "I-SF-2" Interim-Single Family Residence (Standard Lot) and "GR" Community Commercial to "LI-CO" Limited Industrial District zoning with conditions. Conditions met as follows: Conditional Overlay incorporates conditions

imposed by Council on first reading. First reading on May 14, 1998; Vote 5-0 (Garcia and Spelman off dais). Applicant: Roxie Drive Partnership Agent: Republic Commercial Properties (Douglas Hodge) City Staff: David Wahlgren, 499-6455.

**Ordinance No. 990121-A approved**

27. C14-98-0046 - Approve second/third readings of an ordinance amending Chapter 13-2 of the Austin City Code by rezoning property locally known as 800' West of Parmer Lane & Dessau Road intersection from DR, Development Reserve, to To grant GR-CO, Community Commercial-Conditional Overlay District zoning with conditions. Conditions met as follows: Conditional Overlay incorporates conditions imposed by Council on first reading. First reading on August 13, 1998; Vote 6-0 (Garcia absent). Applicant: Capital City Christian Church (Truman Whitaker); Agent: Republic Commercial Properties (Doug Hodge). City Staff: Susan Villarreal, 499-6319.  
**Postponed to February 4, 1999**
28. C814-98-0001 – Approve second/third readings of an ordinance amending Chapter 13-2 of the Austin City Code zoning property locally known as South MoPac Expressway and William Cannon Drive, from “SF-2”, Single Family Residence (Standard Lot), “GR-CO” Community Commercial-Conditional Overlay and “CS” General Commercial Services to “PUD” Planned Unit Development, the PUD proposal affects property in the Barton Springs Zone and proposes to modify the application of Chapter 13-7, Article I, Division 5 (Save Our Springs Initiative) to the property. Conditions met as follows: Conditional Overlay incorporates conditions imposed by Council on first reading. First reading on November 19, 1998; Vote: 7-0. Applicant: T.U. Bryant (Catherine Brownlee); Agent: Minter, Joseph & Thornhill (John M. Joseph). City Staff: Joe Arriaga, 499-2308.  
**Postponed to February 25, 1999**

**Items 23 through 28 approved on Councilmember Spelman’s motion, Councilmember Lewis’ second, 7-0 vote.**

29. C14-98-0148 - Approve second/third readings of an ordinance amending Chapter 13-2 of the Austin City Code by rezoning property locally known as 700 – 1100 East Stassney Lane from “GR”, Community Commercial District to “CS-CO” General Commercial Services District zoning with conditions. Conditions met as follows: Conditional Overlay incorporates conditions imposed by Council on first reading. First reading on January 7, 1999; Vote 6-0 (Garcia off the dais). Applicant: Oryx Development Corporation (David McClain); Agent: Minter, Joseph & Thornhill (Michele Haussmann) . City Staff: Debra Williams, 499-2987.  
**Ordinance No. 990121-F approved with an amendment by Councilmember Slusher that the applicant increase buffering along Stassney Lane by 25% beyond minimum code requirements; \*NOTE: Council also directed staff to allow vacation of Mira Drive without requiring compliance with current regulations ie, consider the new application a continuing project, Councilmember Lewis’ second, 7-0 vote.**

## ITEMS FROM COUNCIL

30. Set a public hearing for the proposed street name change of Aransas Street to Adam L. Chapa St. Street. (Suggested date and time: March 4, 1999 at 6:00 p.m.) [Councilmember Gus Garcia]  
Resolution No. 990121-30 approved on Councilmember Spelman's motion, Councilmember Lewis' second, 7-0 vote.

31. Approve an ordinance waiving development and permit fees for the Guadalupe Neighborhood Development Corporation Scattered Infill Housing Project. (Councilmember Gus Garcia and Mayor Pro Tem Jackie Goodman)  
Postponed to February 4, 1999

32. Approve an ordinance increasing the membership of the Bond Oversight Committee. (Councilmember Darryl Slusher and Councilmember Beverly Griffith)  
Ordinance No. 990121-B approved on Councilmember Spelman's motion, Councilmember Lewis' second, 7-0 vote.

Recessed from 3:35 p.m. 4:30 p.m. on Councilmember Slusher's motion, Councilmember Spelman's second, 6-0 vote, Councilmember Griffith off the dais.

## 4:30 P.M. - ZONING HEARINGS AND APPROVAL ORDINANCES

33. C14-97-0147 – Public hearing to amend Chapter 13-2 of the Austin City Code by rezoning property locally known as Copperfield Drive and East Parmer Lane from "DR", Development Reserve to "GR", Community Commercial and "SF-6", Townhouse and Condominium Residence. Planning Commission Recommendation: To Grant "LR-CO", Neighborhood Commercial-Conditional Overlay District zoning with conditions. Applicant: Copperfield IV Venture (Rodney L. Madden) and Parmer Ridge LTD. (John S. Lloyd). City Staff: Don Perryman, 499-2786.  
Closed public hearing on Councilmember Garcia's motion, Councilmember Slusher's second, 7-0 vote.

Ordinance No. 990121-H approved with staff recommendation of GR for tract 1 and SF-6 for tract 2 with the condition that there be a minimum of a 50 foot building setback for the SF-6 tract from Parmer Lane. Staff has the discretion to increase the setback if deemed appropriate at the time of site plan review, on Councilmember Garcia's motion, Councilmember Slusher's second, 7-0 vote.

34. C14-98-0167 - Public hearing to amend Chapter 13-2 of the Austin City Code zoning property locally known as 12215-12219 Roxie Dr. from "I-SF-2", Interim Single Family Residence (standard lot), to "CS", General Commercial Services zoning. Planning Commission Recommendation: To Grant "CS-CO", General Commercial Services-Conditional Overlay District zoning with conditions. Commercial Service with Conditional Overlay. Applicant: Terry MacFarlane; Agent: Terry MacFarlane (Edwin Williams). City Staff: David Wahlgren, 499-6455.  
Ordinance No. 990121-G approved on Councilmember Garcia's motion, Mayor Pro Tem Goodman's second, 7-0 vote.



35. C14-98-0168 – Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 4153 Westlake Drive from “RR” Rural Residence District to “SF-1” Single Residence (large lot) district zoning. Planning Commission Recommendation: To Grant “SF-1” Single Residence (large lot) district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387.  
**Postponed**
36. C14-98-0169 - Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 2916 & 2917 Water Bank Cove from “RR” Rural Residence District to “SF-1” Single Residence (large lot) district zoning. Planning Commission Recommendation: To Grant “SF-1” Single Residence (large lot) district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387  
**Postponed**
37. C14-98-0170 - Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 2905 Water Bank Cove from “RR” Rural Residence District to Single Residence (large lot) district zoning. Planning Commission Recommendation: To Grant “SF-1” Single Residence (large lot) district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387  
**Postponed**
38. C14-98-0171 – Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 5908 Waymaker Cove from “RR” Rural Residence District to Single Residence (large lot) district zoning. Planning Commission Recommendation: To Grant “SF-1” Single Residence (large lot) district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387  
**Postponed**
39. C14-98-0172 - Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 2498 Waymaker Way from “RR” Rural Residence District to Single Residence (large lot) district zoning. Planning Commission Recommendation: To Grant “SF-1” Single Residence (large lot) district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387  
**Postponed**
40. C14-98-0173 – Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 5930, 5920, 5910, 5900, 5901, 5905, 5909, 5915, 5923, 5931 Bold Ruler Way from “RR” Rural Residence District to Single Residence (large lot) district zoning. Planning Commission Recommendation: To Grant “SF-1” Single Residence (large lot) district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387.  
**Postponed**
41. C14-98-0174 – Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 2401 Far Gallant Drive from “RR” Rural Residence District to Single Residence (large lot) district zoning. Planning Commission Recommendation: To Grant “SF-1” Single Residence

(large lot) district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387.

**Postponed**

42. C14-98-0175 – Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 2400 & 2404 Never Bend Cove from “RR” Rural Residence District to Single Residence (large lot) district zoning. Planning Commission Recommendation: To Grant “SF-1” Single Residence (large lot) and “P” Public district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387.

**Postponed**

43. C14-98-0176 – Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 2105, 2109, 2113 & 2201 Far Gallant Drive from “RR” Rural Residence District to Single Residence (large lot) district zoning. Planning Commission Recommendation: To Grant “SF-1” Single Residence (large lot) district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387.

**Postponed**

44. C14-98-0177 - Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 1900 & 1910 Far Gallant from “RR” Rural Residence District to Single Residence (large lot) district zoning. Planning Commission Recommendation: To Grant “SF-1” Single Residence (large lot) district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387.

**Postponed**

45. C14-98-0178 – Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 1800 Far Gallant Drive from “RR” Rural Residence District to Single Residence (large lot) district zoning. Planning Commission Recommendation: To Grant “SF-1” Single Residence (large lot) district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387.

**Postponed**

46. C14-98-0179 – Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 6324 Ayers Drive from “RR” Rural Residence District to Single Residence (large lot) district zoning. Planning Commission Recommendation: To Grant “SF-1” Single Residence (large lot) district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387.

**Postponed**

47. C14-98-0180 – Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 6220 – 6222 Northern Dancer Drive from “RR” Rural Residence District to Single Residence (large lot) district zoning. Planning Commission Recommendation: To Grant “SF-1” Single Residence (large lot) district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387.

**Postponed**

48. C14-98-0181 – Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 6204 – 6208 Northern Dancer Drive from “RR” Rural Residence District to Single Residence (large lot) district zoning. Planning Commission Recommendation: To Grant “SF-1” Single Residence (large lot) district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387.  
**Postponed**
49. C14-98-0182 – Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 6004 Northern Dancer Drive from “RR” Rural Residence District to Single Residence (large lot) district zoning. Planning Commission Recommendation: To Grant “SF-1” Single Residence (large lot) district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387.  
**Postponed**
50. C14-98-0183 – Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 5908 Northern Dancer Drive from “RR” Rural Residence District to Single Residence (large lot) district zoning. Planning Commission Recommendation: To Grant “SF-1” Single Residence (large lot) district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387.  
**Postponed**
51. C14-98-0184 – Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 2004- 2008 Canonero Drive from “RR” Rural Residence District to Single Residence (large lot) district zoning. Planning Commission Recommendation: To Grant “SF-1” Single Residence (large lot) district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387.  
**Postponed**
52. C14-98-0185 – Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 2104 Canonero Drive from “RR” Rural Residence District to Single Residence (large lot) district zoning. Planning Commission Recommendation: To Grant “SF-1” Single Residence (large lot) district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387.  
**Postponed**
53. C14-98-0186 - Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 2200 – 2208 Canonero Drive from “RR” Rural Residence District to Single Residence (large lot) district zoning. Planning Commission Recommendation: To Grant “SF-1” Single Residence (large lot) district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387.  
**Postponed**

Items 35 through 53 postponed at staff's request to February 4, 1999 on Councilmember Garcia's motion, Mayor Pro Tem Goodman's second, 7-0 vote.

54. C14-98-0110 - Public hearing to amend Chapter 13-2 of the Austin City Code by zoning property locally known as 13601 Century Park Cove and 13604 Ida Ridge Drive from "IP", Industrial Park to "MF-3", Multi-Family Residence (medium density). Planning Commission Recommendation: To Grant "MF-3-CO", Multi-Family Residence (medium density)-Conditional Overlay District zoning with conditions. Applicant: Sage Land Company, Inc. (Peter A. Lamy); Agent: Prime Strategies, Inc. (Ralph E. Reed). City Staff: David Wahlgren, 499-6455. (Continued from 11/5/98 and 1/7/99)  
**Approved Planning Commission recommendation first reading only on Councilmember Garcia's motion, Mayor Pro Tem Goodman's second, 7-0 vote.**
55. C14-98-0111 - Public hearing to amend Chapter 13-2 of the Austin City Code by zoning property locally known as 13601 & 13605 Ida Ridge Dr. and 2700, 2800, and 2900 Century Park Blvd. from "IP", Industrial Park to "MF-3", Multi-Family Residence (medium density). Planning Commission Recommendation: To Deny "MF-3, Multi-Family Residence (medium density) zoning. Applicant: Sage Lane Company (Peter A. Lamy); Agent: Prime Strategies (Ralph A. Reed). City Staff: David Wahlgren, 499-6455. (Continued from 11/5/98 and 1/7/99)  
**Closed public hearing on Councilmember Garcia's motion, Mayor pro Tem Goodman's second, 7-0 vote.**
- Approved Planning Commission recommendation to deny on Councilmember Spelman's motion, Councilmember Griffith's second, 4-3 vote, Mayor Watson, Mayor Pro Tem Goodman and Councilmember Lewis voting "NO".**

#### PUBLIC HEARINGS

56. 6:00 p.m. Public hearing for the full purpose annexation of the Keesee Tract, located east of the intersection of IH35 and the Slaughter Creek Overpass.  
**Closed public hearing on Councilmember Garcia's motion, Mayor Pro Tem Goodman's second, 6-0 vote, Councilmember Spelman off the dais.**
- Action is scheduled for February 28, 1999.**
57. 6:30 p.m. - Public hearing on amending Ordinance 980915-D, the 1998-99 Fee Ordinance, amending the Solid Waste residential garbage collection rates for the former Southland Oaks MUD.  
**Closed public hearing on Councilmember Slusher's motion, Councilmember Spelman's second, 7-0 vote.**
58. 6:45 p.m. - Public Hearing on an appeal by Majid Hemmasi of the Historic Landmark Commission's decision to deny an application for a demolition permit for the Horton-Duval House, a city historic landmark, locally known as 6706 Bluff Springs Road.  
**Closed public hearing on Councilmember Garcia's motion, Councilmember Slusher's second, 6-0 vote, Councilmember Spelman off the dais.**

#### ACTION ON PUBLIC HEARINGS

59. Amend Ordinance 980915-D, the 1998-99 Fee Ordinance, amending the Solid Waste Services residential garbage collection rates for the former Southland Oaks MUD. (This is estimated to

produce unbudgeted revenue of less than \$57,341. Additional cost estimated at \$61,964 will be absorbed within current appropriations.) [Recommended by Solid Waste Advisory Commission]  
Ordinance No. 990121-J approved on Councilmember Slusher's motion, Councilmember Garcia's second, 7-0 vote.

60. Approve a resolution regarding an appeal by Majid Hemmasi of the Historic Landmark Commission's decision to deny an application for a demolition permit for the Horton-Duval House, a city historic landmark, locally known as 6706 Bluff Springs Road.

**Motion to deny the application for demolition permit and deny the appeal by Mr. Hemmasi, but will bring forward in two weeks the ordinance that brings forward the other aspects of reducing the period of time in which he will be allowed to reply for a demolition permit to six months. Also with direction that we want the property put in a safe condition, and ask our staff to work with Mr. Hemmasi to make sure that we are helping him in putting the property in a safe condition on Mayor Watson's motion, Councilmember Garcia's second, 6-0 vote, Councilmember Spelman off the dais.**

#### EXECUTIVE SESSION (No Public Discussion on These Items)

The City Council will announce it will go into Executive Session, if necessary, pursuant to Chapter 551 of the Texas Government Code, to receive advice from Legal Counsel to discuss matters of land acquisition, litigation, and personnel matters as specifically listed on this agenda.

The City Council may also announce it will go into Executive Session, if necessary, to receive advice from Legal Counsel regarding any other item on this agenda.

#### Real Estate Section 551.072

61. Discuss potential purchase of property in Travis County for water quality protection.

#### Private Consultation with Attorney – Section 551.071

62. Discuss Mary Elizabeth Humphrey, et al. v. City of Austin, Cause No. A-95-CA-053 ADA, United States District Court for the Western District of Texas.
63. Discuss FM Properties Operating Co. v. City of Austin, Cause No. 98-0685, in the Supreme Court of Texas. (This litigation concerns development regulations applicable in the Barton Springs Zone.)
64. Discuss L.S. Ranch, Ltd., et al., v. City of Austin, CA No. 97-13994, Hays County District Court. . (This litigation concerns development regulations applicable in the Barton Springs Zone.)
65. Discuss City of Austin v. Travis County Landfill Company, Cause No. 03-98-00455-CV, in the 201st District Court, Travis County, Texas.
66. Discuss Village of Bee Cave, et. al. v. Travis County Water Control and Improvement District No. 14, Cause No. 96-03683, in the 201st District Court of Travis County, Texas

67. Discuss Travis County Water Control and Improvement District No. 14 v. Texas Natural Resource Conservation Commission, Village of Bee Cave, et. al., Cause No. 97-12332, in the 345th District Court, Travis County, Texas.
68. Discuss Request of Travis County Water Control and Improvement District No. 14 for Cease and Desist Order against Village of Bee Cave, Texas and Lower Colorado River Authority, filed in the Texas Natural Resource Conservation Commission (currently undocketed).

#### ACTION ON THE FOLLOWING

69. Approve an ordinance authorizing the naming of a 63.3 acre tract of land in Travis County, Texas, currently known as the Stenis Tract, after Irving and Hazeline Smith. (No fiscal impact.)  
**Ordinance No. 990121-I approved on Councilmember Garcia's motion, Councilmember Griffith's second, 7-0 vote.**
70. Authorize the negotiation and execution of an agreement with JPI Texas Development, Inc. to assume a contract to purchase approximately 63.3 acres of land in Travis County, Texas from Wayne David Stenis, Wanda Rowena Stenis and others for the purpose of water quality protection.  
**Resolution No. 990121-70 approved on Councilmember Garcia's motion, Councilmember Lewis' second, 7-0 vote.**
71. Consider settlement proposal in Mary Elizabeth Humphrey, et al. v. City of Austin, et al., Cause No. A-95-CA-053 ADA, United States District Court for the Western District of Texas.  
**Action taken on January 20, 1999**
72. Approve execution of an amendment to the contract with Hopkins & Sutter to increase the amount of attorney fees by \$50,000, for a total contract amount not to exceed \$89,000, for legal services in ***Travis County Landfill Co. v. City of Austin***, Case No. 03-98-00455-CV, in the Texas Court of Appeals, Third Supreme Judicial District.  
**Action taken on January 20, 1999**

#### 73. APPOINTMENTS

Bond Oversight Committee – BOBBIE BAKER (CONSENSUS); DAVE SULLIVAN (CONSENSUS)  
**Approved on Councilmember Spelman's motion, Councilmember Lewis' second, 7-0 vote.**

**ADJOURNED at 7:50 p.m. on Councilmember Garcia's motion, Councilmember Slusher's second, 6-0 vote, Councilmember Spelman off the dais.**

**Approved on this the 4<sup>th</sup> day of February, 1999 on Councilmember Garcia's motion, Councilmember Lewis' second, 4-0 vote, Mayor Watson, Councilmembers Slusher and Spelman off the dais.**

